

United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

MICHAEL BRADFORD, PAT DAMIANI, JR., JOSEPH  
DELEONARDIS, JOHN DISPENSA, ROBERT DIZZINE, FRANK  
DOLLBAUM, RICH GILMORE, JOHN HILL, PHILLIP HUGGINS,  
JAMES JOHANNEMANN, JOHN MARAIA, JOHN A. MARAIA,  
ROBERT NIGRO, RAYMOND PANTEL, RICHARD PARKER,  
TIMOTHY RILEY, JEFF SEIDEL, CARL TALLARDY, ALLAN  
THOMPSON, JR., JAMES SASS, JR. and SANFORD WHITMAN,  
AS TRUSTEES OF THE IBEW LOCAL 363 PENSION,  
WELFARE, ANNUITY AND J.A.T. FUNDS,

SUMMONS  
IN A CIVIL CASE

CASE NUMBER:

Plaintiffs,

-against-

DAVID L. KEMPTON, INC., a/k/a L.I.A. ELECTRIC CORP.,

Defendant.

TO: DAVID L. KEMPTON, INC., a/k/a L.I.A. ELECTRIC CORP.  
173 Route 303  
Valley Cottage, NY 10989 -and-

**ROBINSON**

50 N. Harrison Avenue - Suite 10  
Congers, NY 10920

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFFS' ATTORNEY (name and address)

Meyer, Suozzi, English & Klein, P.C.  
425 Broadhollow Road, Suite 405  
P.O. Box 9064  
Melville, New York 11747-9064

In answer to the complaint which is served on you with this summons, within -----20----- days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

**MAY 03 2007**

**CLERK DATE**

DEPUTY CLERK

UNITED STATES DISTRICT COURT

**COUNTY OF**

INDEX NO: 07cv3543  
FILED ON: May 3, 2007  
DISTRICT: Southern/New York

Michael Bradford, et. al.

VST

Plaintiff(s)

*David L. Kempton, Inc., a/k/a L.I.A. Electric Corp.*

**Defendant(s)**

STATE OF NEW YORK, COUNTY OF ALBANY, SS:

**AFFIDAVIT OF SERVICE  
BY THE SECRETARY OF STATE**

Shayne Collen , being duly sworn, deposes and says: deponent is over the age of eighteen (18) years; that on June 18, 2007 , at 4:00pm , at the office of the Secretary of State of the State of New York in the City of Albany, New York, deponent served the annexed ' Summons in a Civil Action, Complaint, Civil Cover Sheet and Rule 7.1 Statement

Defendant in this action, by delivering to and leaving with Amy Lesch, Authorized Agent, in the Office of the Secretary of State of the State of New York, personally at the Office of the Secretary of State of the State of New York, two (2) true copies thereof and that at the time of making such service, deponent paid said Secretary of State the statutory fee, if required. Service was made pursuant to Section 306 Business Corporation Law.

Service was completed by mailing notice of such service and one (1) true copy thereof by  Registered or  
 1st Class Mail and Certified Mail, # \_\_\_\_\_, Return Receipt Requested on \_\_\_\_\_  
to said defendant at:

Papers so served were properly endorsed with the index number and date of filing

Deponent further says that deponent knew the person so served as aforesaid to be the agent in the Office of the Secretary of State of the State of New York, duly authorized to accept such service on behalf of said defendant.

Description of the person served: Approx. Age: 31 years Approx. weight: 160 lbs Approx. Ht.: 5' 10"

Sex: Female Color of skin: White Color of hair: Blonde Others

Sworn to before me on June 19, 2007

MARCY A. O'HARE  
NOTARY PUBLIC, State of New York  
No. 4865530, Qualified in Albany County  
Term Expires July 14, 2010

**Shayne Collen**

Invoice•Work Order # 0704338